

Attorney's Docket No. 043340/237124

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor: Shuler, et al.  
Appl No.: 09/909,587 Confirmation No.: 2209  
Filed: 07/20/2001  
For: SYSTEMS AND METHODS FOR INTERACTIVE BEEF CATTLE MARKETPLACE

December 6, 2001

Box Missing Parts  
Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO  
FILE MISSING PARTS OF APPLICATION**

Sir:

In response to the Notice to File Missing Parts of Application dated 09/06/2001, enclosed are the following:

- ☒ Part 2 of Formalities Letter or Form PTO-1533  
(Notice to File Missing Parts of Application)
- ☒ Declaration and Power of Attorney for the above-identified application which has been executed by the named inventor(s)
- ☐ Applicant claims small entity status
- ☒ Check in the amount of \$65.00 to cover the declaration surcharge under 37 C.F.R. § 1.16(e)
- ☐ English Translation and \$130.00 (37 CFR 1.17(k)) fee for filing late.
- ☒ Other: Check in the amount of \$55.00 and Petition for a One Month Extension of Time Under 37 C.F.R. 1.136(a) for Submitting Missing Parts
- ☒ Other: Statement of Facts in Support of Filing on Behalf of Nonsigning Inventor.

Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

John D. Haynes  
Registration No. 44,754

**Customer No. 00826**  
**ALSTON & BIRD LLP**  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Atlanta Office (404) 881-7000  
Fax Atlanta Office (404) 881-7777

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

**Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on December 6, 2001.**

  
John D. Haynes

**COPY OF PAPERS  
ORIGINALLY FILED**

Sector #



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/909,587	07/20/2001	Richard O. Shuler	043340/237124

CONFIRMATION NO. 2209

 000826  
 ALSTON & BIRD LLP  
 BANK OF AMERICA PLAZA  
 101 SOUTH TRYON STREET, SUITE 4000  
 CHARLOTTE, NC 28280-4000

FORMALITIES LETTER



\*OC000000006521928\*

Date Mailed: 09/06/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

 Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/14/2002 AGOITOM 00000256 09909587

01 FC:205

65.00 DP

 COPY OF PAPERS  
 ORIGINALLY FILED



IVY ANIMAL HEALTH, INC.  
8857 BOND STREET • OVERLAND PARK, KANSAS 66214  
PHONE: 913-888-2192 • FAX: 913-888-3007

November 13, 2001



Lynn Godbersen  
2431 Saint Charles Road  
Winterset, IA 50273

Dear Lynn,

I am following up on our earlier conversation regarding the prosecution of the U.S. Patent Application regarding the cattle marketplace invention. As you know, we have filed a utility application with the United State Patent Office and, as an inventor of the invention, are required to obtain a declaration from you that, among other things, verifies the accuracy of the application and your status as an inventor. To that end, I have enclosed a copy of the completed application for your review and a "Declaration and Power of Attorney for Patent Application" (the "Declaration"). Please review the enclosed application and Declaration and, if the information contained therein is accurate, execute the Declaration as indicated.

Lynn, we would appreciate your signature on the Declaration by 11/16/01. Accordingly, please return this document with your signature in the enclosed FedEx packet. Please contact me if you have any questions or issues.

Sincerely,

Dave Lind  
Chief Financial Officer

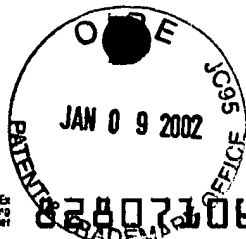
COPY OF PAPERS  
ORIGINALLY FILED



WHOLLY OWNED DIVISIONS OF IVY ANIMAL HEALTH

**Ex. USA Airbill**  
Express

FedEx Tracking Number



11-8-01 Sender's FedEx Account Number 1220-7642-3

Sender's Name **Dario Lind** Phone (913) 888-2192

Company **IVY ANIMAL HEALTH INC**

Address **8857 BOND ST**

**OVERLAND PARK** State **KS** ZIP **66214**

Internal Billing Reference

Shipper's Name **Lynn Godbersen** Phone **(515) 462-4801**

Company

Address **2431 Saint Charles Road**

**Winterset** State **IA** ZIP **50273**

**Read and Stick FedEx USA Airbill**

See back for application instructions.

Questions? Visit our Web site at [fedex.com](http://fedex.com) or call 1-800-Go-FedEx® (800)463-3339.

By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

0190089072

Wed Nov. 14 11:46 a.m.

**BEST AVAILABLE COPY**



**4a Express Package Service**

☐ FedEx Priority Overnight ☒ FedEx Standard Overnight ☐ FedEx First Overnight

☐ FedEx 2Day ☐ FedEx Express Saver ☐ FedEx Extra Hours

**4b Express Freight Service**

☐ FedEx 1Day Freight ☐ FedEx 2Day Freight ☐ FedEx 3Day Freight

**5 Packaging**

☒ FedEx Envelope\* ☒ FedEx Pak\* ☐ Other Pkg.

**6 Special Handling**

☐ SATURDAY Delivery RESTRICTIONS ☐ SUNDAY Delivery RESTRICTIONS ☐ HOLD Weekday at FedEx Location ☐ HOLD Saturday at FedEx Location

Does this shipment contain dangerous goods? ☒ No ☐ Yes ☐ Dry Ice ☐ Cargo Aircraft Only

**7 Payment**

☒ Sender ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

Total Packages Total Weight Total Declared Value\*

Your liability is limited to \$100 unless you declare a higher value. See back for details.

**8 Release Signature**

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

**406**

**COPY OF PAPERS  
ORIGINALLY FILED**